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6  
7 Attorney for Defendant  
8 Peter McDonough

9  
10 IN THE UNITED STATES DISTRICT COURT  
11 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
12 OAKLAND DIVISION

13  
14 UNITED STATES OF AMERICA, ) No. CR 13-00144 PJH (KAW)  
15 Plaintiff, )  
v. )  
16 PETER MCDONOUGH, ) STIPULATION AND  
17 Defendant. ) [PROPOSED] ORDER TO  
CONTINUE CHANGE OF PLEA

18 By Order filed November 18, 2016, the Court ordered the defendant, Peter McDonough,  
19 to appear on December 9, 2016 at 9:30 a.m., before the Honorable Kandis A. Westmore for  
20 Change of Plea. Counsel for Mr. McDonough has an illness in the family which will require his  
21 attendance at the time set on December 9, 2016. Additionally, Mr. McDonough has an urgent  
business matter in San Diego, CA, which requires his attendance.

22 The parties STIPULATE to VACATE the December 9, 2016 hearing for Change of Plea  
23 and to continue the Change of Plea to Thursday, January 26, 2017, at 9:30a.m. before the  
Honorable Kandis Westmore.

24 Additionally, the parties STIPULATE to WITHDRAW the previously-filed Stipulation  
25 and [Proposed] Order (regarding withdrawal of the original Plea Agreement) that was filed with  
26 the Court on December 6, 2016 (Docket No. 23). That Stipulation and [Proposed] Order

1 reflected the December 9, 2016 hearing date for defendant's change of plea. The parties will be  
2 filing a revised version of that Stipulation and [Proposed] Order that reflects the updated hearing  
3 date.

4 IT IS SO STIPULATED.  
5

6 DATED: December 8, 2016

\_\_\_\_\_  
/s/

ROBERT CAREY  
Attorney for Peter McDonough

7 DATED: December 8, 2016  
8

\_\_\_\_\_  
/s/

MICHAEL A. RABKIN  
Trial Attorney  
U.S. Department of Justice, Antitrust Division

9  
10 IT IS SO ORDERED.  
11

12 DATE: 12/8/16

\_\_\_\_\_  
*Kandis Westmore*

Kandis Westmore  
UNITED STATES MAGISTRATE JUDGE